

Bill No. CS for SB 8-A

Amendment No. 9t Barcode 193928

CHAMBER ACTION

Senate

House

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31

.  
. .  
. .  
. .  
. .  
. .

The Conference Committee on CS for SB 8-A recommended the following amendment:

**Conference Committee Amendment (with title amendment)**

Delete everything after the enacting clause

and insert:

Section 1. Section 215.20, Florida Statutes, as amended by section 61 of chapter 2002-402, Laws of Florida, is amended to read:

(Substantial rewording of section. See s. 215.20, F.S., for present text.)

215.20 Certain income and certain trust funds to contribute to the General Revenue Fund.--

(1) A service charge of 7 percent, representing the estimated pro rata share of the cost of general government paid from the General Revenue Fund, is hereby appropriated from all income of a revenue nature deposited in all trust funds except those enumerated in s. 215.22. Income of a revenue nature shall include all earnings received or credited by such trust funds, including the interest or benefit

CONFERENCE COMMITTEE AMENDMENT

Bill No. CS for SB 8-A

Amendment No. 9t Barcode 193928

1 received from the investment of the principal of such trust  
2 funds as may be permitted by law. This provision shall be  
3 construed in favor of the General Revenue Fund in each  
4 instance. All such appropriations shall be deposited in the  
5 General Revenue Fund.

6 (2) Notwithstanding the provisions of subsection (1):

7 (a) The trust funds of the Department of Citrus and  
8 the Department of Agriculture and Consumer Services, including  
9 funds collected in the General Inspection Trust Fund for  
10 marketing orders and in the Florida Citrus Advertising Trust  
11 Fund, shall be subject to a 3-percent service charge, which is  
12 hereby appropriated to the General Revenue Fund. This  
13 paragraph does not apply to the Conservation and Recreation  
14 Lands Program Trust Fund, the Florida Quarter Horse Racing  
15 Promotion Trust Fund, the Citrus Inspection Trust Fund, the  
16 Florida Forever Program Trust Fund, the Florida Preservation  
17 2000 Trust Fund, the Market Improvements Working Capital Trust  
18 Fund, the Pest Control Trust Fund, the Plant Industry Trust  
19 Fund, or other funds collected in the General Inspection Trust  
20 Fund in the Department of Agriculture and Consumer Services.

21 (b) The Save the Manatee Trust Fund in the Fish and  
22 Wildlife Conservation Commission shall be subject to a  
23 3-percent service charge, which is hereby appropriated to the  
24 General Revenue Fund.

25 (3) A service charge of 0.3 percent is hereby  
26 appropriated from income of a revenue nature deposited in the  
27 trust funds enumerated in subsection (4). Income of a revenue  
28 nature shall include all earnings received or credited by such  
29 trust funds, including the interest or benefit received from  
30 the investment of the principal of such trust funds as may be  
31 permitted by law. This provision shall be construed in favor

CONFERENCE COMMITTEE AMENDMENT

Bill No. CS for SB 8-A

Amendment No. 9t Barcode 193928

1 of the General Revenue Fund in each instance. All such  
2 appropriations shall be deposited in the General Revenue Fund.

3 (4) The income of a revenue nature deposited in the  
4 following described trust funds, by whatever name designated,  
5 is that from which the appropriations authorized by subsection  
6 (3) shall be made:

7 (a) Within the Agency for Health Care Administration:

8 1. The Florida Organ and Tissue Donor Education and  
9 Procurement Trust Fund.

10 2. The Health Care Trust Fund.

11 3. The Resident Protection Trust Fund.

12 (b) Within the Agency for Workforce Innovation:

13 1. The Employment Security Administration Trust Fund.

14 2. The Special Employment Security Administration  
15 Trust Fund.

16 (c) Within the Department of Agriculture and Consumer  
17 Services:

18 1. The Conservation and Recreation Lands Program Trust  
19 Fund.

20 2. The Florida Quarter Horse Racing Promotion Trust  
21 Fund.

22 3. The General Inspection Trust Fund and subsidiary  
23 accounts thereof, unless a different percentage is authorized  
24 by s. 570.20.

25 4. The Division of Licensing Trust Fund.

26 (d) Within the Department of Business and Professional  
27 Regulation:

28 1. The Administrative Trust Fund.

29 2. The Alcoholic Beverage and Tobacco Trust Fund.

30 3. The Cigarette Tax Collection Trust Fund.

31 4. The Division of Florida Land Sales, Condominiums,

CONFERENCE COMMITTEE AMENDMENT

Bill No. CS for SB 8-A

Amendment No. 9t Barcode 193928

1 and Mobile Homes Trust Fund.

2 5. The Hotel and Restaurant Trust Fund, with the  
3 exception of those fees collected for the purpose of funding  
4 of the hospitality education program as stated in s. 509.302.

5 6. The Professional Regulation Trust Fund.

6 7. The trust funds administered by the Division of  
7 Pari-mutuel Wagering.

8 (e) Within the Department of Children and Family  
9 Services:

10 1. The Administrative Trust Fund.

11 2. The Child Welfare Training Trust Fund.

12 3. The Children and Adolescents Substance Abuse Trust  
13 Fund.

14 4. The Domestic Violence Trust Fund.

15 5. The Grants and Donations Trust Fund.

16 6. The Operations and Maintenance Trust Fund.

17 (f) Within the Department of Citrus, the Florida  
18 Citrus Advertising Trust Fund, including transfers from any  
19 subsidiary accounts thereof, unless a different percentage is  
20 authorized in s. 601.15(7).

21 (g) Within the Department of Community Affairs, the  
22 Operating Trust Fund.

23 (h) Within the Department of Education:

24 1. The Educational Certification and Service Trust  
25 Fund.

26 2. The Phosphate Research Trust Fund.

27 (i) Within the Department of Elderly Affairs:

28 1. The Administrative Trust Fund.

29 2. The Federal Grants Trust Fund.

30 3. The Grants and Donations Trust Fund.

31 4. The Operations and Maintenance Trust Fund.

CONFERENCE COMMITTEE AMENDMENT

Bill No. CS for SB 8-A

Amendment No. 9t Barcode 193928

- 1           (j) Within the Department of Environmental Protection:  
2           1. The Administrative Trust Fund.  
3           2. The Air Pollution Control Trust Fund.  
4           3. The Conservation and Recreation Lands Trust Fund.  
5           4. The Ecosystem Management and Restoration Trust  
6 Fund.  
7           5. The Environmental Laboratory Trust Fund.  
8           6. The Florida Coastal Protection Trust Fund.  
9           7. The Florida Permit Fee Trust Fund.  
10          8. The Forfeited Property Trust Fund.  
11          9. The Grants and Donations Trust Fund.  
12          10. The Inland Protection Trust Fund.  
13          11. The Internal Improvement Trust Fund.  
14          12. The Land Acquisition Trust Fund.  
15          13. The Minerals Trust Fund.  
16          14. The Nonmandatory Land Reclamation Trust Fund.  
17          15. The State Park Trust Fund.  
18          16. The Water Quality Assurance Trust Fund.  
19          17. The Working Capital Trust Fund.  
20          (k) Within the Department of Financial Services:  
21          1. The Agents and Solicitors County Tax Trust Fund.  
22          2. The Insurance Regulatory Trust Fund.  
23          3. The Special Disability Trust Fund.  
24          4. The Workers' Compensation Administration Trust  
25 Fund.  
26          (l) Within the Department of Health:  
27          1. The Administrative Trust Fund.  
28          2. The Brain and Spinal Cord Injury Program Trust  
29 Fund.  
30          3. The Donations Trust Fund.  
31          4. The Emergency Medical Services Trust Fund.

CONFERENCE COMMITTEE AMENDMENT

Bill No. CS for SB 8-A

Amendment No. 9t Barcode 193928

- 1           5. The Epilepsy Services Trust Fund.
- 2           6. The Florida Drug, Device, and Cosmetic Trust Fund.
- 3           7. The Grants and Donations Trust Fund.
- 4           8. The Medical Quality Assurance Trust Fund.
- 5           9. The Nursing Student Loan Forgiveness Trust Fund.
- 6           10. The Planning and Evaluation Trust Fund.
- 7           11. The Radiation Protection Trust Fund.
- 8           (m) Within the Department of Highway Safety and Motor
- 9 Vehicles, the DUI Programs Coordination Trust Fund.
- 10          (n) Within the Department of Legal Affairs, the Crimes
- 11 Compensation Trust Fund.
- 12          (o) Within the Department of Management Services:
- 13           1. The Administrative Trust Fund.
- 14           2. The Architects Incidental Trust Fund.
- 15           3. The Bureau of Aircraft Trust Fund.
- 16           4. The Florida Facilities Pool Working Capital Trust
- 17 Fund.
- 18           5. The Grants and Donations Trust Fund.
- 19           6. The Motor Vehicle Operating Trust Fund.
- 20           7. The Police and Firefighters' Premium Tax Trust
- 21 Fund.
- 22           8. The Public Employees Relations Commission Trust
- 23 Fund.
- 24           9. The State Personnel System Trust Fund.
- 25           10. The Supervision Trust Fund.
- 26           11. The Working Capital Trust Fund.
- 27          (p) Within the Department of Revenue:
- 28           1. The Additional Court Cost Clearing Trust Fund.
- 29           2. The Administrative Trust Fund.
- 30           3. The Apalachicola Bay Oyster Surcharge Clearing
- 31 Trust Fund.

CONFERENCE COMMITTEE AMENDMENT

Bill No. CS for SB 8-A

Amendment No. 9t Barcode 193928

- 1           4. The Certification Program Trust Fund.
- 2           5. The Fuel Tax Collection Trust Fund.
- 3           6. The Land Reclamation Trust Fund.
- 4           7. The Local Alternative Fuel User Fee Clearing Trust
- 5 Fund.
- 6           8. The Local Option Fuel Tax Trust Fund.
- 7           9. The Motor Vehicle Rental Surcharge Clearing Trust
- 8 Fund.
- 9           10. The Motor Vehicle Warranty Trust Fund.
- 10          11. The Oil and Gas Tax Trust Fund.
- 11          12. The Secondhand Dealer and Secondary Metals
- 12 Recycler Clearing Trust Fund.
- 13          13. The Severance Tax Solid Mineral Trust Fund.
- 14          14. The State Alternative Fuel User Fee Clearing Trust
- 15 Fund.
- 16          15. All taxes levied on motor fuels other than
- 17 gasoline levied pursuant to the provisions of s. 206.87(1)(a).
- 18          (q) Within the Department of State:
- 19            1. The Records Management Trust Fund.
- 20            2. The trust funds administered by the Division of
- 21 Historical Resources.
- 22          (r) Within the Department of Transportation, all
- 23 income derived from outdoor advertising and overweight
- 24 violations which is deposited in the State Transportation
- 25 Trust Fund.
- 26          (s) Within the Department of Veterans' Affairs:
- 27            1. The Grants and Donations Trust Fund.
- 28            2. The Operations and Maintenance Trust Fund.
- 29            3. The State Homes for Veterans Trust Fund.
- 30          (t) Within the Division of Administrative Hearings,
- 31 the Administrative Trust Fund.

Bill No. CS for SB 8-A

Amendment No. 9t Barcode 193928

1           (u) Within the Fish and Wildlife Conservation  
2 Commission:  
3           1. The Conservation and Recreation Lands Program Trust  
4 Fund.  
5           2. The Florida Panther Research and Management Trust  
6 Fund.  
7           3. The Land Acquisition Trust Fund.  
8           4. The Marine Resources Conservation Trust Fund, with  
9 the exception of those fees collected for recreational  
10 saltwater fishing licenses as provided in s. 372.57.

11           (v) Within the Florida Public Service Commission, the  
12 Florida Public Service Regulatory Trust Fund.

13           (w) Within the Justice Administrative Commission, the  
14 Indigent Criminal Defense Trust Fund.

15           (x) Within the Office of Financial Regulation of the  
16 Financial Services Commission:

- 17           1. The Administrative Trust Fund.  
18           2. The Anti-Fraud Trust Fund.  
19           3. The Financial Institutions' Regulatory Trust Fund.  
20           4. The Mortgage Brokerage Guaranty Fund.  
21           5. The Regulatory Trust Fund.

22  
23 The enumeration of the foregoing moneys or trust funds shall  
24 not prohibit the applicability thereto of s. 215.24 should the  
25 Governor determine that for the reasons mentioned in s. 215.24  
26 the money or trust funds should be exempt herefrom, as it is  
27 the purpose of this law to exempt income from its force and  
28 effect when, by the operation of this law, federal matching  
29 funds or contributions or private grants to any trust fund  
30 would be lost to the state.

31           (5) There is appropriated from the proper respective



Bill No. CS for SB 8-A

Amendment No. 9t Barcode 193928

1 trust funds from time to time such sums as may be necessary to  
 2 pay to the General Revenue Fund the service charges imposed by  
 3 this section.

4 Section 2. Subsection (1) of section 215.22, Florida  
 5 Statutes, as amended by section 63 of chapter 2002-402, Laws  
 6 of Florida, is amended to read:

7 215.22 Certain income and certain trust funds  
 8 exempt.--

9 (1) The following income of a revenue nature or the  
 10 following trust funds shall be exempt from the appropriation  
 11 ~~deduction~~ required by s. 215.20(1):

12 (a) Student financial aid or prepaid tuition receipts.

13 (b) Trust funds administered by the Department of the  
 14 Lottery.

15 (c) Departmental administrative assessments for  
 16 administrative divisions.

17 (d) Funds charged by a state agency for services  
 18 provided to another state agency, by a state agency for  
 19 services provided to the judicial branch, or by the judicial  
 20 branch for services provided to a state agency.

21 (e) State, agency, or political subdivision  
 22 investments by the Chief Financial Officer ~~Treasurer~~.

23 (f) Retirement or employee benefit funds.

24 (g) Self-insurance programs administered by the Chief  
 25 Financial Officer ~~Treasurer~~.

26 (h) Funds held for the payment of citrus canker  
 27 eradication and compensation.

28 (i) Medicaid, Medicare, or third-party receipts for  
 29 client custodial care.

30 (j) Bond proceeds or revenues dedicated for bond  
 31 repayment, except for the Documentary Stamp Clearing Trust

CONFERENCE COMMITTEE AMENDMENT

Bill No. CS for SB 8-A

Amendment No. 9t Barcode 193928

1 Fund administered by the Department of Revenue.

2 (k) Trust funds administered by the Department of  
3 Education.

4 (l) Trust funds administered by the Department of  
5 Transportation.

6 (m) The following trust funds administered by the  
7 Department of Agriculture and Consumer Services:-

8 1. The Citrus Inspection Trust Fund.

9 2. The Florida Forever Program Trust Fund.

10 3. The Florida Preservation 2000 Trust Fund.

11 4. The Market Improvements Working Capital Trust Fund.

12 5. The Pest Control Trust Fund.

13 6. The Plant Industry Trust Fund.

14 (n) The Motor Vehicle License Clearing Trust Fund.

15 (o) The Solid Waste Management Trust Fund.

16 (p) The Coconut Grove Playhouse Trust Fund.

17 (q) The Communications Working Capital Trust Fund of  
18 the Department of Management Services.

19 (r) The Camp Blanding Management Trust Fund.

20 ~~(s) The Indigent Criminal Defense Trust Fund.~~

21 ~~(s)(t)~~ That portion of the Highway Safety Operating  
22 Trust Fund funded by the motorcycle safety education fee  
23 collected pursuant to s. 320.08(1)(c).

24 ~~(u) The Save the Manatee Trust Fund.~~

25 ~~(t)(v)~~ Tobacco Settlement Trust Funds administered by  
26 any agency.

27 ~~(u)(w)~~ The Save Our Everglades Trust Fund.

28 ~~(v)(x)~~ The Florida Center for Nursing Trust Fund.

29 Section 3. Subsection (4) of section 18.10, Florida  
30 Statutes, as amended by section 65 of chapter 2002-402, Laws  
31 of Florida, is amended to read:

Bill No. CS for SB 8-A

Amendment No. 9t Barcode 193928

1 18.10 Deposits and investments of state money.--

2 (4) All earnings on any investments made pursuant to  
 3 this section are hereby appropriated ~~shall be credited~~ to the  
 4 General Revenue Fund, except that earnings attributable to  
 5 moneys made available pursuant to s. 18.125(3)(a) and (b) ~~s.~~  
 6 ~~18.125(3)~~ shall be credited pro rata to the funds from which  
 7 such moneys were made available.

8 Section 4. Subsection (3) of section 18.125, Florida  
 9 Statutes, as amended by section 67 of chapter 2002-402, Laws  
 10 of Florida, is amended to read:

11 18.125 Treasurer; powers and duties in the investment  
 12 of certain funds.--

13 (3)(a) Except as otherwise provided in this  
 14 subsection, it is the duty of each state agency, and of the  
 15 judicial branch, now or hereafter charged with the  
 16 administration of the funds referred to in subsection (1) to  
 17 make such moneys available for investment as fully as is  
 18 consistent with the cash requirements of the particular fund  
 19 and to authorize investment of such moneys by the Chief  
 20 Financial Officer ~~Treasurer~~.

21 (b) Monthly, and more often as circumstances require,  
 22 such agency or judicial branch shall notify the Chief  
 23 Financial Officer ~~Treasurer~~ of the amount available for  
 24 investment; and the moneys shall be invested by the Chief  
 25 Financial Officer ~~Treasurer~~. Such notification shall include  
 26 the name and number of the fund for which the investments are  
 27 to be made and the life of the investment if the principal sum  
 28 is to be required for meeting obligations. This subsection,  
 29 however, shall not be construed to make available for  
 30 investment any funds other than those referred to in  
 31 subsection (1).

Bill No. CS for SB 8-A

Amendment No. 9t Barcode 193928

1           (c) Except as provided in this paragraph and except  
2 for moneys described in paragraph (d), the following agencies  
3 shall not invest trust fund moneys as provided in this  
4 section, but shall retain such moneys in their respective  
5 trust funds for investment, with interest appropriated to the  
6 General Revenue Fund, pursuant to s. 18.10:

7           1. The Agency for Health Care Administration, except  
8 for the Tobacco Settlement Trust Fund.

9           2. The Department of Children and Family Services,  
10 except for:

11           a. The Alcohol, Drug Abuse, and Mental Health Trust  
12 Fund.

13           b. The Community Resources Development Trust Fund.

14           c. The Refugee Assistance Trust Fund.

15           d. The Social Services Block Grant Trust Fund.

16           e. The Tobacco Settlement Trust Fund.

17           f. The Working Capital Trust Fund.

18           3. The Department of Community Affairs, only for the  
19 Operating Trust Fund.

20           4. The Department of Corrections.

21           5. The Department of Elderly Affairs, except for:

22           a. The Federal Grants Trust Fund.

23           b. The Tobacco Settlement Trust Fund.

24           6. The Department of Health, except for:

25           a. The Federal Grants Trust Fund.

26           b. The Grants and Donations Trust Fund.

27           c. The Maternal and Child Health Block Grant Trust  
28 Fund.

29           d. The Tobacco Settlement Trust Fund.

30           7. The Department of Highway Safety and Motor

31 Vehicles, only for:

Bill No. CS for SB 8-A

Amendment No. 9t Barcode 193928

- 1           a. The DUI Programs Coordination Trust Fund.  
2           b. The Security Deposits Trust Fund.  
3           8. The Department of Juvenile Justice.  
4           9. The Department of Law Enforcement.  
5           10. The Department of Legal Affairs.  
6           11. The Department of State, only for:  
7           a. The Grants and Donations Trust Fund.  
8           b. The Records Management Trust Fund.  
9           12. The Executive Office of the Governor, only for:  
10           a. The Economic Development Transportation Trust Fund.  
11           b. The Economic Development Trust Fund.  
12           13. The Florida Public Service Commission, only for  
13 the Florida Public Service Regulatory Trust Fund.  
14           14. The Justice Administrative Commission.  
15           15. The state courts system.  
16           (d) Moneys in any trust funds of the agencies in  
17 paragraph (c) may be invested pursuant to the provisions of  
18 this section if:  
19           1. Investment of such moneys and the retention of  
20 interest is required by federal programs or mandates;  
21           2. Investment of such moneys and the retention of  
22 interest is required by bond covenants, indentures, or  
23 resolutions;  
24           3. Such moneys are held by the state in a trustee  
25 capacity as an agent or fiduciary for individuals, private  
26 organizations, or other governmental units; or  
27           4. The Executive Office of the Governor determines,  
28 after consultation with the Legislature pursuant to the  
29 procedures of s. 216.177, that federal matching funds or  
30 contributions or private grants to any trust fund would be  
31 lost to the state.

CONFERENCE COMMITTEE AMENDMENT

Bill No. CS for SB 8-A

Amendment No. 9t Barcode 193928

1 Section 5. Paragraph (f) of subsection (2) of section  
2 14.2015, Florida Statutes, as amended by section 69 of chapter  
3 2002-402, Laws of Florida, is amended to read:

4 14.2015 Office of Tourism, Trade, and Economic  
5 Development; creation; powers and duties.--

6 (2) The purpose of the Office of Tourism, Trade, and  
7 Economic Development is to assist the Governor in working with  
8 the Legislature, state agencies, business leaders, and  
9 economic development professionals to formulate and implement  
10 coherent and consistent policies and strategies designed to  
11 provide economic opportunities for all Floridians. To  
12 accomplish such purposes, the Office of Tourism, Trade, and  
13 Economic Development shall:

14 (f)1. Administer the Florida Enterprise Zone Act under  
15 ss. 290.001-290.016, the community contribution tax credit  
16 program under ss. 220.183 and 624.5105, the tax refund program  
17 for qualified target industry businesses under s. 288.106, the  
18 tax-refund program for qualified defense contractors under s.  
19 288.1045, contracts for transportation projects under s.  
20 288.063, the sports franchise facility program under s.  
21 288.1162, the professional golf hall of fame facility program  
22 under s. 288.1168, the expedited permitting process under s.  
23 403.973, the Rural Community Development Revolving Loan Fund  
24 under s. 288.065, the Regional Rural Development Grants  
25 Program under s. 288.018, the Certified Capital Company Act  
26 under s. 288.99, the Florida State Rural Development Council,  
27 the Rural Economic Development Initiative, and other programs  
28 that are specifically assigned to the office by law, by the  
29 appropriations process, or by the Governor. Notwithstanding  
30 any other provisions of law, the office may expend interest  
31 earned from the investment of program funds deposited in the

CONFERENCE COMMITTEE AMENDMENT

Bill No. CS for SB 8-A

Amendment No. 9t Barcode 193928

1 ~~Economic Development Trust Fund, the~~ Grants and Donations  
2 Trust Fund and, the Brownfield Property Ownership Clearance  
3 Assistance Revolving Loan Trust Fund, ~~and the Economic~~  
4 ~~Development Transportation Trust Fund~~ to contract for the  
5 administration of the programs, or portions of the programs,  
6 enumerated in this paragraph or assigned to the office by law,  
7 by the appropriations process, or by the Governor. Such  
8 expenditures shall be subject to review under chapter 216.

9         2. The office may enter into contracts in connection  
10 with the fulfillment of its duties concerning the Florida  
11 First Business Bond Pool under chapter 159, tax incentives  
12 under chapters 212 and 220, tax incentives under the Certified  
13 Capital Company Act in chapter 288, foreign offices under  
14 chapter 288, the Enterprise Zone program under chapter 290,  
15 the Seaport Employment Training program under chapter 311, the  
16 Florida Professional Sports Team License Plates under chapter  
17 320, Spaceport Florida under chapter 331, Expedited Permitting  
18 under chapter 403, and in carrying out other functions that  
19 are specifically assigned to the office by law, by the  
20 appropriations process, or by the Governor.

21         Section 6. Subsection (7) of section 1009.66, Florida  
22 Statutes, as amended by section 71 of chapter 2002-402, Laws  
23 of Florida, by section 3 of chapter 2002-400, Laws of Florida,  
24 and by chapter 2003-1, Laws of Florida, is amended to read:

25         1009.66 Nursing Student Loan Forgiveness Program.--

26         (7)~~(a)~~ Funds contained in the Nursing Student Loan  
27 Forgiveness Trust Fund which are to be used for loan  
28 forgiveness for those nurses employed by hospitals, birth  
29 centers, and nursing homes must be matched on a  
30 dollar-for-dollar basis by contributions from the employing  
31 institutions, except that this provision shall not apply to

CONFERENCE COMMITTEE AMENDMENT

Bill No. CS for SB 8-A

Amendment No. 9t Barcode 193928

1 state-operated medical and health care facilities, public  
2 schools, county health departments, federally sponsored  
3 community health centers, teaching hospitals as defined in s.  
4 408.07, family practice teaching hospitals as defined in s.  
5 395.805, or specialty hospitals for children as used in s.  
6 409.9119. An estimate of the annual trust fund dollars shall  
7 be made at the beginning of the fiscal year based on historic  
8 expenditures from the trust fund. Applicant requests shall be  
9 reviewed on a quarterly basis, and applicant awards shall be  
10 based on the following priority of employer until all such  
11 estimated trust funds are awarded: state-operated medical and  
12 health care facilities; public schools; county health  
13 departments; federally sponsored community health centers;  
14 teaching hospitals as defined in s. 408.07; family practice  
15 teaching hospitals as defined in s. 395.805; specialty  
16 hospitals for children as used in s. 409.9119; and other  
17 hospitals, birth centers, and nursing homes.

18 ~~(b) All Nursing Student Loan Forgiveness Trust Fund~~  
19 ~~moneys shall be invested pursuant to s. 18.125. Interest~~  
20 ~~income accruing to that portion of the trust fund not matched~~  
21 ~~shall increase the total funds available for loan forgiveness~~  
22 ~~and scholarships. Pledged contributions shall not be eligible~~  
23 ~~for matching prior to the actual collection of the total~~  
24 ~~private contribution for the year.~~

25 Section 7. Subsection (3) of section 385.207, Florida  
26 Statutes, as amended by section 73 of chapter 2002-402, Laws  
27 of Florida, is amended to read:

28 385.207 Care and assistance of persons with epilepsy;  
29 establishment of programs in epilepsy control.--

30 (3) Revenue for statewide implementation of programs  
31 for epilepsy prevention and education pursuant to this section



CONFERENCE COMMITTEE AMENDMENT

Bill No. CS for SB 8-A

Amendment No. 9t Barcode 193928

1 shall be derived pursuant to the provisions of s. 318.21(6)  
2 and shall be deposited in the Epilepsy Services Trust Fund,  
3 which is hereby established to be administered by the  
4 Department of Health. ~~All funds deposited into the trust fund~~  
5 ~~shall be invested pursuant to the provisions of s. 18.125.~~  
6 ~~Interest income accruing to such invested funds shall increase~~  
7 ~~the total funds available under this subsection.~~

8 Section 8. Subsection (1) of section 938.01, Florida  
9 Statutes, as amended by section 77 of chapter 2002-402, Laws  
10 of Florida, is amended to read:

11 938.01 Additional Court Cost Clearing Trust Fund.--

12 (1) All courts created by Art. V of the State  
13 Constitution shall, in addition to any fine or other penalty,  
14 assess \$3 as a court cost against every person convicted for  
15 violation of a state penal or criminal statute or convicted  
16 for violation of a municipal or county ordinance. Any person  
17 whose adjudication is withheld pursuant to the provisions of  
18 s. 318.14(9) or (10) shall also be assessed such cost. In  
19 addition, \$3 from every bond estreature or forfeited bail bond  
20 related to such penal statutes or penal ordinances shall be  
21 remitted to the Department of Revenue as described in this  
22 subsection. However, no such assessment may be made against  
23 any person convicted for violation of any state statute,  
24 municipal ordinance, or county ordinance relating to the  
25 parking of vehicles.

26 (a) All costs collected by the courts pursuant to this  
27 subsection shall be remitted to the Department of Revenue in  
28 accordance with administrative rules adopted by the executive  
29 director of the Department of Revenue for deposit in the  
30 Additional Court Cost Clearing Trust Fund. These funds and the  
31 funds deposited in the Additional Court Cost Clearing Trust

CONFERENCE COMMITTEE AMENDMENT

Bill No. CS for SB 8-A

Amendment No. 9t Barcode 193928

1 Fund pursuant to s. 318.21(2)(c) shall be distributed as  
2 follows:

3 1. Ninety-two percent to the Department of Law  
4 Enforcement Criminal Justice Standards and Training Trust  
5 Fund.

6 2. Six and three-tenths percent to the Department of  
7 Law Enforcement Operating Trust Fund for the Criminal Justice  
8 Grant Program.

9 3. One and seven-tenths percent to the Department of  
10 Children and Family Services Domestic Violence Trust Fund for  
11 the domestic violence program pursuant to s. 39.903(3).

12 ~~(b) The funds deposited in the Department of Law~~  
13 ~~Enforcement Criminal Justice Standards and Training Trust~~  
14 ~~Fund, the Department of Law Enforcement Operating Trust Fund,~~  
15 ~~and the Department of Children and Family Services Domestic~~  
16 ~~Violence Trust Fund may be invested. Any interest earned from~~  
17 ~~investing such funds and any unencumbered funds remaining at~~  
18 ~~the end of the budget cycle shall remain in the respective~~  
19 ~~trust fund.~~

20 ~~(b)(c)~~ All funds in the Department of Law Enforcement  
21 Criminal Justice Standards and Training Trust Fund shall be  
22 disbursed only in compliance with s. 943.25(9).

23 Section 9. Paragraph (b) of subsection (2) of section  
24 215.32, Florida Statutes, is reenacted to read:

25 215.32 State funds; segregation.--

26 (2) The source and use of each of these funds shall be  
27 as follows:

28 (b)1. The trust funds shall consist of moneys received  
29 by the state which under law or under trust agreement are  
30 segregated for a purpose authorized by law. The state agency  
31 or branch of state government receiving or collecting such

CONFERENCE COMMITTEE AMENDMENT

Bill No. CS for SB 8-A

Amendment No. 9t Barcode 193928

1 moneys shall be responsible for their proper expenditure as  
2 provided by law. Upon the request of the state agency or  
3 branch of state government responsible for the administration  
4 of the trust fund, the Chief Financial Officer ~~Comptroller~~ may  
5 establish accounts within the trust fund at a level considered  
6 necessary for proper accountability. Once an account is  
7 established within a trust fund, the Chief Financial Officer  
8 ~~Comptroller~~ may authorize payment from that account only upon  
9 determining that there is sufficient cash and releases at the  
10 level of the account.

11           2. In order to maintain a minimum number of trust  
12 funds in the State Treasury, each state agency or the judicial  
13 branch may consolidate, if permitted under the terms and  
14 conditions of their receipt, the trust funds administered by  
15 it; provided, however, the agency or judicial branch employs  
16 effectively a uniform system of accounts sufficient to  
17 preserve the integrity of such trust funds; and provided,  
18 further, that consolidation of trust funds is approved by the  
19 Governor or the Chief Justice.

20           3. All such moneys are hereby appropriated to be  
21 expended in accordance with the law or trust agreement under  
22 which they were received, subject always to the provisions of  
23 chapter 216 relating to the appropriation of funds and to the  
24 applicable laws relating to the deposit or expenditure of  
25 moneys in the State Treasury.

26           4.a. Notwithstanding any provision of law restricting  
27 the use of trust funds to specific purposes, unappropriated  
28 cash balances from selected trust funds may be authorized by  
29 the Legislature for transfer to the Budget Stabilization Fund  
30 and Working Capital Fund in the General Appropriations Act.

31           b. This subparagraph does not apply to trust funds

CONFERENCE COMMITTEE AMENDMENT

Bill No. CS for SB 8-A

Amendment No. 9t Barcode 193928

1 required by federal programs or mandates; trust funds  
2 established for bond covenants, indentures, or resolutions  
3 whose revenues are legally pledged by the state or public body  
4 to meet debt service or other financial requirements of any  
5 debt obligations of the state or any public body; the State  
6 Transportation Trust Fund; the trust fund containing the net  
7 annual proceeds from the Florida Education Lotteries; the  
8 Florida Retirement System Trust Fund; trust funds under the  
9 management of the Board of Regents, where such trust funds are  
10 for auxiliary enterprises, self-insurance, and contracts,  
11 grants, and donations, as those terms are defined by general  
12 law; trust funds that serve as clearing funds or accounts for  
13 the Chief Financial Officer ~~Comptroller~~ or state agencies;  
14 trust funds that account for assets held by the state in a  
15 trustee capacity as an agent or fiduciary for individuals,  
16 private organizations, or other governmental units; and other  
17 trust funds authorized by the State Constitution.

18 Section 10. If any law that is amended by this act was  
19 also amended by a law enacted at the 2003 Regular Session of  
20 the Legislature, such laws shall be construed as if they had  
21 been enacted during the same session of the Legislature, and  
22 full effect should be given to each if that is possible.

23 Section 11. This act shall take effect July 1, 2003.  
24  
25

26 ===== T I T L E A M E N D M E N T =====

27 And the title is amended as follows:

28 Delete everything before the enacting clause  
29

30 and insert:

31 A bill to be entitled

Bill No. CS for SB 8-A

Amendment No. 9t Barcode 193928

1 An act relating to trust funds; amending s.  
 2 215.20, F.S.; revising the formula for  
 3 contribution by certain trust funds to the  
 4 General Revenue Fund; amending s. 215.22, F.S.;  
 5 exempting certain trust funds and revenues from  
 6 the appropriation required by s. 215.20, F.S.;  
 7 amending s. 18.10, F.S.; appropriating certain  
 8 earnings on investments to the General Revenue  
 9 Fund; amending s. 18.125, F.S.; providing for  
 10 the method of investment, and the disposition  
 11 of interest earned on such investment, of  
 12 certain trust fund moneys of specified  
 13 agencies; amending s. 14.2015, F.S.; revising  
 14 disposition of certain interest earned by the  
 15 Office of Tourism, Trade, and Economic  
 16 Development; amending s. 1009.66, F.S.;  
 17 revising disposition of interest earned on  
 18 Nursing Student Loan Forgiveness Trust Fund  
 19 moneys; amending s. 385.207, F.S.; revising  
 20 disposition of interest earned on Epilepsy  
 21 Services Trust Fund moneys; amending s. 938.01,  
 22 F.S.; revising disposition of interest earned  
 23 on specified trust funds of the Department of  
 24 Law Enforcement and Department of Children and  
 25 Family Services; reenacting s. 215.32, F.S.,  
 26 relating to segregation of state funds;  
 27 providing for construction of the act in pari  
 28 materia with laws enacted during the Regular  
 29 Session of the Legislature; providing an  
 30 effective date.

31